

3703

MP \$

Attorney Docket No. 9289-3

PATENT

#13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Gary Mitchell et al;
Serial No.: 09/998,039
Filed: November 30, 2001
For: BICEPS CURL MACHINE

Confirmation No. 6067

Date: February 19, 2002

RECEIVED

SEP 12 2003

TECHNOLOGY CENTER R3700

BOX MISSING PARTS
Commissioner for Patents
Washington, DC 20231

**SUBMITTAL OF DECLARATION
UNDER 37 C.F.R. § 1.63**


Sir:

In response to the Notice to File Missing Parts of Application-Filing Date
Granted (PTO-1533), mailed December 18, 2001, enclosed is a Declaration and Power of
Attorney for the above-identified application, which has been executed by the named
inventors.

A check in the amount of \$130.00 is also enclosed to cover the surcharge
under 37 C.F.R. § 1.16(e).

If any extension of time for the accompanying response or submission is
required, Applicant requests that this be considered a petition therefor. The Commissioner is
hereby authorized to charge any additional fee, which may be required, or credit any refund,
to our Deposit Account No. 50-0220.

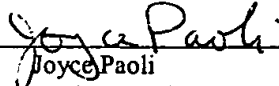
Respectfully submitted,


James R. Cannon
Registration No. 35,839

Customer No. 20792
Myers Bigel Sibley & Sajovec
Post Office Box 37428
Raleigh, North Carolina 27627
Telephone (919) 854-1400
Facsimile (919) 854-1401

Certificate of Mailing under 37 CFR 1.8

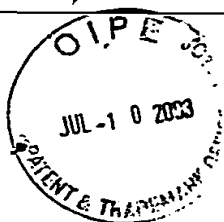
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient
postage as first class mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents,
Washington, DC 20231 on February 19, 2002

Signature: 

Date of Signature: February 19, 2002

RECEIVED

SEP 04 2003



RECEIVED

SEP 12 2003

TECHNOLOGY CENTER R3700

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

Attorney Docket No. 9289-3

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **BICEPS CURL MACHINE**,

the specification of which

☐ is attached hereto

OR

☒ was filed on November 30, 2001 as United States Application No. or PCT International Application Number 09/998,039 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

			<input type="checkbox"/> Yes <input type="checkbox"/> No
Number	Country	MM/DD/YYYY Filed	Priority Claimed
			<input type="checkbox"/> Yes <input type="checkbox"/> No
Number	Country	MM/DD/YYYY Filed	Priority Claimed
			<input type="checkbox"/> Yes <input type="checkbox"/> No
Number	Country	MM/DD/YYYY Filed	Priority Claimed

RECEIVED

SEP 04 2003

OFFICE OF PETITIONS

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

60/299,538	6/20/2001
Application Number(s)	Filing Date (MM/DD/YYYY)
Application Number(s)	Filing Date (MM/DD/YYYY)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or § 365(c) of any PCT international application designating the United States of America, listed below.

Appln. Serial No.	Filing Date	Status Patented/Pending/Abandoned
Appln. Serial No.	Filing Date	Status Patented/Pending/Abandoned
Appln. Serial No.	Filing Date	Status Patented/Pending/Abandoned

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following registered attorney(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. I also appoint the following registered attorney(s) to represent me before all competent International Authorities in connection with any and all international applications filed by me with an appropriate receiving office claiming priority to the U.S. application. I also appoint the following registered attorney(s) to make or receive payment on my behalf in connection with the filing of such international applications.

Customer Number:



20792

PATENT TRADEMARK OFFICE

Send correspondence to:

James R. Cannon
Customer Number:



20792

PATENT TRADEMARK OFFICE

Direct telephone calls to:

James R. Cannon
(919) 854-1400

Facsimile:

(919) 854-1401

Full name of (first/sole) inventor: Gary Mitchell

Inventor's

Signature:

Gary Mitchell

Date:

2-18-02

Residence:

Independence, Virginia, United States

Citizenship:

the United States of America

Mailing Address:

5630 Wilson Hwy.
Independence, VA 24348

Full name of second inventor: Gregory M. Webb

Inventor's

Signature: Gregory M. Webb Date: 2-18-02

Residence: Independence, Virginia 24348

Citizenship: the United States of America

Mailing Address: P.O. Box 665
Independence, VA 24348